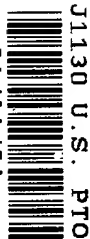


08/23/01



J1130 U.S. PTO

08/24/01

REISSUE PATENT

A/Reissue

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Applicant:	Shimek et al.	Patent No.	5,941,237
Patent Filed:	January 19, 1996	Patent Granted:	August 24, 1999
Assignee:	Hearth Technologies Inc.	Reissue Docket No.:	12929.1033USRE
Reissue Filed:	August 23, 2001		
Title:	UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION CHAMBER FIREPLACE		



## CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL 815526041 US

Date of Deposit: August 23, 2001

I hereby certify that this correspondence is being deposited in the United States Postal Service 'Express Mail Post Office to Addressee' service under 37 CFR 1.10 on August 23, 2001 and is addressed to the Box Reissue, Assistant Commissioner for Patents, Washington, D.C. 20231.

By:

Name: Omesh Singh

## BOX REISSUE

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Check(s) in the amount of \$2,060, for Filing fee, total claims coverage fee, independent claim coverage
- ☒ Transmittal of Reissue Application, including the following:
  - Reissue Application including Specification, Claims, Abstract;
  - Preliminary Amendment to be entered before examination;
  - Submission of clean copy of each drawing pursuant to 37.C.F.R. § 1.173(a)(2);
  - Declarations of Ronald John Shimek and Daniel Curtis Shimek Under 37 C.F.R. § 1.175;
  - Consent By Assignee Under 37 C.F.R. § 1.172 and Proof Of Ownership Under 37 C.F.R. § 3.73
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.  
3200 IDS Center  
80 South Eighth Street  
Minneapolis, MN 55402-2215  
Tel(612) 332-5300

By:

Name: Matthew A. Doscotch  
Reg. No.: P-48,957  
MAD/RAK:pll

(PTO TRANSMITTAL - POST ISSUANCE)

09/935483

09/23/01 09/935483

09/23/01 09/935483

REISSUE PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Applicant: Shimek et al. Patent No. 5,941,237  
Patent Filed: January 19, 1996 Patent Granted: August 24, 1999  
Assignee: Hearth Technologies Inc. Reissue Docket No.: 12929.1033USRE  
Reissue Filed: August 23, 2001  
Title: UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION  
CHAMBER FIREPLACE

CERTIFICATE UNDER 37 CFR 1.10

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By:

Name: Omesh Singh

REISSUE APPLICATION TRANSMITTAL

BOX REISSUE

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

Transmitted herewith is the application for reissue of U.S. Utility Patent No. 5,941,237 entitled "UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION CHAMBER FIREPLACE," issued on August 24, 1999, to inventor Shimek et al., and which is assigned to Hearth Technologies Inc. Enclosed are the following:

1. Reissue Application including Specification, Claims, and Abstract;
2. Preliminary Amendment to be entered before examination;
3. Submission of clean copy of each drawing pursuant to 37.C.F.R. § 1.173(a)(2);
4. Declarations of Ronald John Shimek and Daniel Curtis Shimek Under 37 C.F.R. § 1.175;
5. Consent By Assignee Under 37 C.F.R. § 1.172 and Proof Of Ownership Under 37 C.F.R. § 3.73; and

6. Basic Filing Fee Calculation under 37 C.F.R. § 1.16(h), (i) and (j):

CLAIMS AS FILED			
Number Filed	Number Extra	Rate	Basic Fee (37 C.F.R. 1.16(h))
Total Claims: <u>55</u>	<u>35</u> (in excess of total claims in patent)	X \$18.00	\$710.00
Independent Claims: <u>12</u>	<u>9</u> (number of new independent claims)	X \$80.00	\$630.00
Filing Fee Calculation:			<u>\$2,060.00</u>

7. A check in the amount of \$ 2,060;

8. The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 13-2725; and

9. Return Receipt Postcard.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
3200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402-2215  
(612) 332-5300

Date: August 23, 2001



By: Matthew A. Doscotch  
Name: Matthew A. Doscotch  
Reg. No. P-48,957  
MAD/RAK:pll

REISSUE PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Applicant: Shimek et al. Patent No. 5,941,237  
Patent Filed: January 19, 1996 Patent Granted: August 24, 1999  
Assignee: Hearth Technologies Inc. Reissue Docket No.: 12929.1033USRE  
Reissue Filed: August 23, 2001  
Title: UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION  
CHAMBER FIREPLACE

CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EL 815526041 US

Date of Deposit: August 23, 2001

I hereby certify that this correspondence is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to Box Reissue, Assistant Commissioner for Patents, Washington, D.C. 20231.

By:

Name: Omesh Singh

SUBMISSION OF CLEAN COPY OF EACH DRAWING  
PURSUANT TO 37.C.F.R. § 1.173(a)(2)

BOX REISSUE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed is a clean copy of each drawing sheet of U.S. Patent No. 5,941,237, issued August 24, 1999, entitled "UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION CHAMBER FIREPLACE." No changes have been made to the drawings.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
3200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402-2215  
(612) 332-5300

Date: August 23, 2001



23552

PATENT TRADEMARK OFFICE

By:

Name: Matthew A. Doscotch

Reg. No.: P-48,957

MAD/RAK:pll